



PATENT  
Customer No. 22,852  
Attorney Docket No. 06530.0306

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
John A. GRIEGO	)	Group Art Unit: 3773
	)	
Application No.: 10/682,197	)	Examiner: Bui, V. Q.
	)	
Filed: October 10, 2003	)	
	)	
For: DEVICE WITH DEFLECTABLE	)	Confirmation No.: 1259
DISTAL END AND RELATED	)	
METHODS OF USE	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

In an Office Action mailed on August 20, 2008, the period for response having been extended to October 20, 2008, by a Petition For Extension of Time -- One Month -- and fee payment filed concurrently herewith, the Examiner required a restriction under 35 U.S.C. § 121 between the following allegedly patentably distinct claim groups:

Group I - Claims 1-22, characterized by the Examiner as drawn to an end effector apparatus; and

Group II - Claims 23-45, characterized by the Examiner as drawn to an endoscopic medical device.

Applicant does not necessarily agree with the various characterizations and assertions regarding either Applicant's claims or the allegedly patentably distinct claim groups set forth in the Office Action. Nonetheless, in order to expedite the prosecution

of this application, Applicant elects to prosecute the Group I claims (1-22) identified above. Accordingly, Applicant respectfully requests the examination of at least claims 1-22.

Please grant any extensions of time required to enter this Response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 16, 2008

By: 

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Reg. No. 60,670